

SUMMARY REPORT DIGEST

CHICAGO POLICE DEPARTMENT

COMPLAINT LOG NO.
1 053 624

TYPE
INFO

DATE OF REPORT (Day-Mo.-Yr.)
25 FEB 13

INSTRUCTIONS: To be used in all cases that are to be classified as either **EXONERATED, UNFOUNDED, NOT SUSTAINED**, or in **SUSTAINED** cases where the Disciplinary Recommendation does not exceed **FIVE (5) DAYS SUSPENSION**. SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED. SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: ☐ CHIEF ADMINISTRATOR,
INDEPENDENT POLICE REVIEW AUTHORITY ☐ CHIEF,
BUREAU OF INTERNAL AFFAIRS

FROM - INVESTIGATOR'S NAME UDING, Bryon S.	RANK Sgt.	STAR NO. 2162	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 011	UNIT DETAILED
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REFERENCE NOS. (LIST ALL RELATED C.L., C. B., I.R., INVENTORY NOS., ETC., PERTINENT TO THIS INVESTIGATION)

Case Report [REDACTED] Property Inventory Number [REDACTED]

ADDRESS OF INCIDENT 4000 W. Madison (39 [REDACTED] W. Madison)	DATE OF INCIDENT - TIME 21 APR 12 1240	BEAT OF INCIDENT 1122
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ACCUSED	NAME		RANK	STAR NO.	EMPLOYEE NO.	UNIT ASSIGN.	UNIT DETAILED	
	1. DEDO, Edward M.		P/O	16763	[REDACTED]	011		
	2. CUNNINGHAM, Aaron B.		P/O	10758	[REDACTED]	011		
	3.							
	SEX/RACE	D.O.B.	DATE OF APPOINTMENT		DUTY STATUS (TIME OF INCIDENT)			
	1. M/2	[REDACTED] 63	08 JUN 98		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
	2. M/2	[REDACTED] 67	29 JUN 98		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
	3.				<input type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
	IF APPLIES, DATE ARRESTED/INDICTED			CHARGES		COURT BRANCH	DISPOSITION & DATE	
	1.							
2.								
3.								
COMPLAINANT	NAME		ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
	[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	M/1	[REDACTED] 88 / 23
VICTIMS	NAME		ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
	[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		
WITNESSES	NAME		ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
	[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	M/1	[REDACTED] 81 / 30

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

**IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

ALLEGATIONS

The reporting party alleges that the accused officers, two male white casually dressed officers, stopped him and searched him and the victim (complainant or witness) without justification. He also alleges that the accused officers searched his vehicle without permission.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s).
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

The complainant alleges that "two white male casually dressed officers stopped him, searched him and his vehicle without justification or permission" (Attachment 1).

A preliminary investigation was initiated by the undersigned investigator. During the course of this investigation it was determined that the complainant [REDACTED] was, in fact, stopped by officers assigned to this command.

It was further determined that the complainant, [REDACTED], omitted from his outcry complaint that he had \$7,500.00 U.S. currency seized in this incident, which was subject to an asset forfeiture proceeding (Attachments 14 and 15) as proceeds of narcotics distribution sales.

The two male white officers conducting the stop and seizure were identified by way of the Case Report they generated documenting the stop and the money sniff conducted by the canine unit. This report was generated using Records Division Number [REDACTED] (Attachment 15).

It was determined through investigation and court documents, copies of which were obtained and submitted with this investigative packet, that there was a judicial finding of "Probable Cause" upholding the stop, search and seizure of bulk U.S. currency in the constructive possession of the complainant, [REDACTED], entered in the Circuit Court of Cook County on 03 May 2012 (Attachment 25).

Despite the fact that the complainant and witness failed to participate in the interview process (Attachments 8, 12, 13, 23, 24, 26 and 27), this complaint was thoroughly investigated and would have resulted in an "Exonerated" finding had a Sworn Affidavit for Complaint Register Investigation been executed.

The undersigned investigator submits the entire investigative packet to be accepted and approved with the cited findings.

SUMMARY

ATTACH-
MENTS

INVESTIGATIVE REPORTS- SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS- SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
1 and 15	14, 15, 19, 21 and 25	23, 24, 26 and 27	29 Attachments (61 pages)

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for --- days (not to exceed 5 days).

Per Special Order 08-01 (its included Addendum), based upon both investigated conduct that would normally result in a finding of "Exonerated" and the failure of the complainant and his witness to participate in the disciplinary process, it is recommended that the cited Complaint Register Log Investigation be closed:

Allegation #1 Two white male casually dressed officers stopped [REDACTED] searched him without justification, and the accused officers searched his vehicle without justification.

Finding: Information – Closed No Conversion

FINDINGS - RECOMMENDATIONS

DATE INITIATED (Date complaint was received for investigation)	DATE COMPLETED (Date of this report)	ELAPSED TIME (Total time expressed in days)
08 MAY 12	26 FEB 13	293
Investigator will initiate the Command Channel Review form by completing the Investigator's Section.	INVESTIGATOR'S SIGNATURE [REDACTED]	

Complaint Register List of Attachments – Log Number 1 053 624

ATTACHMENT	DESCRIPTION	PAGE(S)
-	List of Attachments	<i>i</i>
1	Complaint Against Department Member – Complaint Register Face Sheet	1 – 2
	BIA Assignment Cover Sheet	3
2	Notification: Automated Complaint (CPD-44.217) – UDING	4
3 A	Notification: Automated Complaint (CPD-44.217) – DEDO	5
3 B	Notification: Automated Complaint (CPD-44.217) – CUNNINGHAM	6
3 C	Notification: Automated Complaint (CPD-44.217) – UPDATE CUNNINGHAM	7
4	Request For Time Extension (CPD-44.114)	8 – 9
5	Investigative Assignment Report (1)	10
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8	Complainant Contact – [REDACTED]	13
9	Investigative Assignment Report (4)	14
10	Preliminary Investigation – Part 1	15
	Support Documentation – Criminal History Report – [REDACTED]	16 – 21
11	Preliminary Investigation – Part 2	22
12	Complainant Contact – [REDACTED] – Part 2	23
13	Complainant Contact – [REDACTED] – Part 3	24
	Support Documentation – Reprint Article from News-Gazette	25
14	Preliminary Investigation – Part 3	26
	Support Documentation – Property Inventory Number [REDACTED]	27
15	Preliminary Investigation – Part 4	28
	Support Documentation – Case Report – [REDACTED]	29 – 31
16	Preliminary Investigation – Part 5	32
17	Preliminary Investigation – Part 6	33 – 34
18	Preliminary Investigation – Part 7 / Conduct of the Investigation	35
19	Preliminary Investigation – Part.8	36
20	Preliminary Investigation – Part 9	37
21	Preliminary Investigation – Part 10	38
22	Complainant Contact – [REDACTED] – Part 4	39
	Support Documentation – IDOC Query	40 – 41
23	Complainant Contact – [REDACTED] – Part 5	42
	Support Documentation – Mailing Documents	43 – 46
24	Witness Contact – [REDACTED] – Part 1	47
	Support Documentation – Mailing Documents	48 – 51
25	Preliminary Investigation – Part 11	52
	Support Documentation – Signed Judicial Order	53 – 54
26	Complainant Contact – [REDACTED] – Part 6	55
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27	Witness Contact – [REDACTED] – Part 2	57
	Support Documentation – Retuned Mailing	58
28	Investigative Summary Report – Closing Report	59 – 60
29	Investigator's Checklist (CPD-44.108)	61